APPENDIX D

ORDER

Michigan Supreme Court
Lansing, Michigan

Entered: December 23, 1997

Conrad L. Mallett, Jr.
Chief Justice

110756 & (105)(115)

James H. Brickley
Michael F. Cavanagh
Patricia J. Boyle
Elizabeth A. Weaver
Marilyn Kelly
Clifford W. Taylor
Justices

COMMISSIONER OF INSURANCE
OF THE STATE OF MICHIGAN,
Plaintiff-Appellee,

v

SC: 110756
COA: 194261
LC : 95-80798-CZ

GEORGE R. ALBINO, WILLIAM H. ALEXANDER, JOHN D. ALLAN, WILLIAM BENTON, CONRAD M. BLACK, BENNETT A. BROWN, PATRICK D. BURNS, PAUL G. S. CANTOR, WILLIAM D. DOUGLAS, MARK E. EDWARDS, KENNETH E. FIELD, NAN-B DE GASPE BEAUBIEN, IRVING R. GERSTEIN, ANTHONY F. GRIFFITHS, SIR ANTHONY S. JOLLIFFE, THOMAS E. LADNER, GEORGE E. MARA, ROBERT W. MARTIN,

DAVID MCCAMUS, DARYL E.
MCLEAN, ANDRE MONAST,
MICHAEL REGESTER, JOHN RHIND,
MICHAEL ROSENFELDER, BORDEN
D. ROSIAK, MICHAEL J. WHITE,
ADAM H. ZIMMERMAN, HARRIS
TRUST AND SAVINGS BANK,
ERNST & YOUNG LLP,
Defendants,

ERNST & YOUNG-CANADA,
Defendant/Appellant.

On order of the Court, the motion for immediate consideration, the application for leave to appeal and the motion to maintain confidentiality are considered. The motion for immediate consideration is GRANTED. The application for leave to appeal is DENIED because we are not persuaded that the questions presented should be reviewed by this Court. The motion to maintain confidentiality is DENIED as moot. We VACATE the stay previously ordered by this Court.